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Attorneys for Plaintiff ERNA GOEHRING GIESBRECHT, INDIVIDUALLY AND ON BEHALF OF
9 THOSE SIMILARLY SITUATED

10
11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION
14

15 ERNA GIESBRECHT, formerly known as Erna
R. Goehring, individually and on behalf of the
16 General Public

17 Plaintiff,

18 v.

19 WASHINGTON MUTUAL BANK, FA;
HOMESIDE LENDING, INC., aka HOMESIDE
20 LENDING; WASHINGTON MUTUAL HOME
LOANS; ARM FINANCIAL, INC.; EQUIFAX
21 INFORMATION SERVICES, LLC; TRANS
UNION; and Does 1 to 50,

22 Defendants.
23

Case No.: 2:05-CV-193 DFL - KJM

STIPULATION AND [PROPOSED]
ORDER EXTENDING DEADLINE TO FILE
CLASS CERTIFICATION MOTION

24
25 Plaintiff ERNA GIESBRECHT and Defendants WASHINGTON MUTUAL BANK, FA;
26 HOMESIDE LENDING, INC., aka HOMESIDE LENDING; WASHINGTON MUTUAL HOME
27 LOANS; ARM FINANCIAL, INC.; EQUIFAX INFORMATION SERVICES, LLC; and TRANS
28 UNION, through their respective counsel of record in this matter, and pursuant to **Civ. L.R. 6-142, 78-**

1 **230(g)**, and **83-141** hereby stipulate to and request that the Court issue an order extending the Court's
2 July 8, 2005 deadline for plaintiff to file a motion for class certification to August 31, 2005.

3 Good cause exists for this request. **First**, plaintiff's counsel, Ms. June Coleman is getting
4 married in July 2005 and has prepaid honeymoon travel plans out of the country that will limit
5 plaintiff's ability to prosecute a motion for class certification under the Court's earlier July 8, 2005
6 deadline.

7 **Second**, as noted in both Joint Status Reports filed with the Court, all parties had previously
8 agreed to extend the deadline to file motions for class certification against each of the defendants until
9 August 8, 2005. All parties have also stipulated to extending the deadline to file motion s for class
10 certification up to August 31, 2005.

11 **Third**, Ms. Giesbrecht is in settlement negotiations with several defendants that may resolve
12 the claims asserted against these defendants. The requested extension may conserve judicial resources
13 in that it may negate the need for the motion for class certification against these defendants.

14 **Finally**, several of the defendants have also requested extensions to respond to discovery.
15 However, plaintiff needs the discovery responses to support the motion for class certification. To
16 accommodate these requests, plaintiff needs an extension of the deadline to file a motion for class
17 certification.

18 In light of the foregoing, good cause exists to extend the deadline to file a motion for class
19 certification against all defendants. Pursuant to this stipulation, the aforementioned parties respectfully
20 and jointly request that the Court issue an order extending the July 8, 2005 deadline to file a motion for
21 class certification against each defendant to August 31, 2005.

22 MURPHY, PEARSON, BRADLEY & FEENEY

23
24 Dated: June 30, 2005

25 By _____
26 June D. Coleman
27 Attorneys for Plaintiff ERNA GOEHRING
28 GIESBRECHT, INDIVIDUALLY AND ON
BEHALF OF THOSE SIMILARLY SITUATED

ERICKSEN, ARBUTHNOT, KILDUFF, DAY &
LINDSTROM

Dated: _____

By _____

Angela Gatheru
Attorneys for Defendant ARM FINANCIAL

STEYER, LOWENTHAL, BOODROOKAS &
WALTER

Dated: _____

By _____

Edward Egan Smith
Attorneys for Defendant
EQUIFAX INFORMATION SERVICES

Dated: _____

By _____

Donald Bradley
Attorneys for Defendant
TRANS UNION LLC

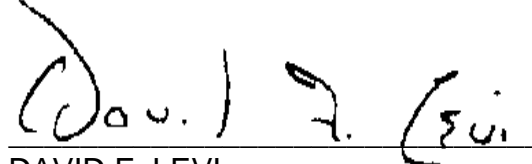
Dated: _____

By _____

Walter Traver
Attorneys for Defendant
WASHINGTON MUTUAL BANK, FA; HOMESIDE
LENDING, INC., aka HOMESIDE LENDING; and
WASHINGTON MUTUAL HOME LOANS

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/7/2005



DAVID F. LEVI
United States District Judge

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CERTIFICATE OF SERVICE

I, Felicia D. Wilson, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested in the within entitled cause. My business address is 701 University Avenue, Suite 150, Sacramento, CA 95825.

On June 30, 2005, I served the following document(s) on the parties in the within action:

STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINE TO FILE CLASS CERTIFICATION MOTION

XXX

VIA ELECTRONIC SERVICE: The above-described document(s) will be delivered electronically through the Court's ECF/PACER electronic filing system, as stipulated by all parties to constitute personal service, to the following::

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Attorney For Defendant
ARM FINANCIAL, INC.

I declare under penalty of perjury under the laws of the State of California that the foregoing is a true and correct statement and that this Certificate was executed on June 30, 2005.

By _____
Felicia D. Wilson

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